Twelve Men Selected to Try Huntington, Tedd and Hoyt.

FIRST BIG TRIAL FOR THE APRIL TERM

Judge T. C. Munger Settles Down for Three Weeks at 'sast.

SOVERNMENT 28 29 30 , @ RECORD AS EVIDEN

Transcript of Former Trials is Being Read Before the Jury.

CONSPIRACY CHARGE BASIS OF INDICTMENT

Special Attorney General Rush Explains the Bill in His Opening Address and Testimony is Offered.

These men will constitute the jury drawn Thomas M. Huntington, Fred Hoyt and to large tracts of public lands, conspiracy to secure transulent fllings on public lands through old soldiers and others:

John W. Boaver, Carleton, farmer. A. O. Bogge, Fairbury, insurance solici-

or.
D. M. Connor, Central City, farmer.
James S. Goshorn, Chester, farmer.
James S. Goshorn, Chester, farmer.
Nelson Haid, Dennebrog, merchant.
Silas Hoffer, Clarks, farmer.
Alfred C. Horney, Davenport, stock buyer.
W. G. Hazzard, Pawnee City, merchant.
Thomas N. Jones St. James, miller,
Melvin W. Poland, Taylor, farmer.
John H. Ritchie, Beaver Crossing, teleshone man.

man. umpson, Seward, merchant. Huntington, Hoyt and Todd.

The first of the big land trials for the April term of court for the Omaha district of the United States courts was called before United States District Judge Thomas C. Munger in the north court room of the federal building Monday morning, the defendants being Thomas M. Huntington, Fred Hoyt and Ami B. Todd. James K. Reid was originally included in the indictment, but on the propusition of the government it was decided to eliminate Reid from the trial on the ground that sufficient evidence would not be forthcoming

clude him in the present hearing. The defendants were all originally included in the big indictment brought against Bartlett Richards, Will G. Comstock, Charles C. Jameson, Aquilla Triplett, F. M. Wolcott, T. M. Huntington, Fred Hoyt, Ami B. Todd and James K. Reid, which was returned against them in June, 1906, of conspiracy to defraud, suborning perjusy, maintaining unlawful enclosures of public lands in violation of section 5440, Revised Statutes of the United States.

as against this particular defendant to in-

Charged with Conspiracy. The defendants were charged jointly, in counts 1 to 30, inclusive, with conspiracy to defraud the covernment of the title to public lands, by procuring sixty-three entrymen for speculative purposes and who had no intention of realding on the lands. E'in in the third of the big land fraud The defendants are also charged with con- cases in the federal court at Omaha. spirate to defraud the government of title Judge T. C. Munger is hearing the case, forge, soldiers declaratory statements and | Will be consumed by the hearing. Huntof conspiracy to suborn entrymen to make Ington, Todd and Hoyt are the defendants fraudulent entries, and with consipracy to this time, maintain unlawful enclosures of public lands. The counts in the indictment num- free from Council Bluffs to Omaha all vertise a telephone franchise competitive gregated closely to 350,000 acres.

Tried in Groups. The trial was first called in November, 1968, but by agreement of counsel it was decided to divide the defendants into two against the ordinance to close the cemegroups-Richards, Comstock, Triplett, Jame- tery. The ordinace was filed. son and Walcott being in the first group, and Huntington, Reid, Todd and Hoyt in the second group. The first trial lasted Richards, Comstock, Triplett and Jameson, has been taken. and in the acquittal of Walcott.

The defendants thus found guilty were sentenced to pay a heavy fine and to terms of imprisonment in the Douglas county jail. The case is now pending on appeal to the United States circuit court of appeals.

At the outset of 'the trial of the second group of defendants Monday morning by agreement of counsel it was decided to proceed with the trial of but three of the defendants of the second group, Huntington, Hoyt and Todd, the elimination of Reid from the trial being for reasons elsewhere given. The defendants had already entered a plea of not guilty and it was delded to proceed with the trial on the first thirty-eight counts of the indictment, eliminating the thirty-ninth and fortieth counts, which refer exclusively to the maintaining of unlawful enclosures of public lands.

Attorneys in the Case. The attorneys for the defense are W. F. Gurley and J. W. Woodrough of Omaha and D. O. Dwyer of Plattemouth. The interests of the government will be looked after by Special Assistant Attorney General S. R. Rush and United States District Attorney Charles R. Goss.

A venire of twenty jurors was summoned to the box for examination and challenge and the twelve above named were selected after a relatively short examination. District Attorney Goss made the opening statement to the panel and the jury was finally accepted at 12 o'clock.

motion of the government the jury will be kept together during the entire trial. The attorneys for the defense objected to the practical imprisonment of the jury during the pendency of the trial as an unnecessary hardship. Judge T. C. Munger was of opinion that the interests of all would best be conserved by keeping the jury together, and gave the jury the usual admonition to refrain from forming any opinion in the case, to refrain from reading the papers during the trial until after the evidence had all been produced and the case formally turned over to it for deliberation and verdict.

A recess was then taken until 2 p. m., when the government made its opening statement, followed by a statement of the attorneys for the defense, denying the allogation of criminal intent or that any crime DR. BUTLER WILL PRESIDE or conspiracy had been conceived, intended or committed.

Rush Opens the Care. Special Assistant Attorney General Rush occupied nearly an hour and a half in the presentation of the government's side of the case to the jury Monday afternoon The statement was chiefly an explanation of the big indictment, from which he read copiously, particularly as to those portions that referred to these particular defend-

Mr. Woodrough followed in a statement

JURY IN LAND CASE SUMMARY OF THE BEE TWO MORE KINDS OF GRAFT TAFT TALKS TO INSURGENTS ISLE OF PINES CUBAN SOIL DUMA TALKS OF TAKING LANDS DELMAS BEGINS TALK

Tuesday, April 9, 1997. Frisco Grand Jury Locking Into Alleged APRIL SUN MON THE WED THE 2 3 .2 13 9 10 00 11 14 15 16 21 22 23

DOMESTIC. to try the cas; of the United States against the jury in the Thaw case. He will con- Chronicle to show cause why they should Ami B. Todd for conspiracy to defraud the Wednesday. Scores Mrs. Nesbitt, Attorney published an editorial denouncing the congovernment out of use, possession and title Hummell and Stanford White. Page 1 duct of Ruef's counsel. Judge Dunne reence to be held at Independence, Mo.

> chines paid a large sum for police pro- ten peremptory challenges. tection and that friend of Mayor Schmitz was given monopoly of liquor trade in

WASHINGTON.

that the Isle of Pines belongs to Cuba. NEBRASKA.

Hastings Tribune suggests that the friends of good government and the rights of the people form organization to erect a monument to the late Edward Rosewater.

law by holding a convention and placing nominees on the primary ballot. Collector Stevenson and Custodian Lindsey slated to go and Former Marshal Matthews being urged for Stevenson's lob. Page 3

POREIGN. Nicaraguans capture Puerto Cortes from Hondurans and it is reported that Celba has fallen. Page 2 Prediction made that the debate by the Russian Duma of the land question would bring an order for its dissolution is not

Page 1 A jury was empaneled, opening statements made and taking of testimony bepublic lands by means of lalse and and it is expected that about three weeks

at a nominal charge of \$2 per car. Page 7 | without success. The city council heard protests from the trustees of Prospect Hill cemetery tion tomorrow,

Page 4 consideration by the city council, the proposition by Health Commissioner several days ago by his attorneys in which thirty days, resulting in the conviction of Connell being the chief topic. No action the indicted political boss attacks the le-

> his force in harmony with the new laws a private prison. governing the department. orders to deposit collections of his office sitting en banc. in local government depositories. Page 7

SPORT. Naran, 20 to 1, wins steeplechase at the favorite, meets with a mishap

COMMERCIAL AND INDUSTRIAL. Live stock markets. Page 9 Grain markets. Stocks and bonds. Page 9

RATE HEARING IN TOPEKA Commissioner Prouty Takes Evidence on Complaints Against Rock

Island and Santa Fe.

TOPEKA, Kan., April 8.-Charles A. Prouty, interstate commerce commissioner, began a hearing here today of charges made by shippers that the Santa Fe and the Rock Island railway systems discriminate in favor of Kansas City, Mo., against interior Kansas points on rates on grain o the Gulf of Mexico. Many Texas, Oklahome and Kansas shippers are present. WARHINGTON, April 8.-The Interstate Commerce commission has held that express companies cannot give franks to plice, Frank Hottman, he said similar facts ratiroad officials. In the opinion given to a western railroad president today Interstate Commerce Commissioner Lane

The law does not permit an express com-pany to give transportation franks to the officers or employes of railroad companies. A railroad president or other officer of a railroad is as much bound by the law limiting free transportation as any one not connected with a railroad. Express companies are under the jurisdic-Express companies are under the jurisdic-on of this commission and are subject

tion of this commission and are subject to the provisions of the law, and there is no provision therein under which they have authority to discriminate in favor of railroad officials. Every time such express frank is used it is a violation of the law subjects the use rand carrier to the

Head of Columbia University Will Direct Lake Mohonk Arbitra-

tion Conference.

MOHONK LAKE, N. Y., April & .- Dr. Nicholas Murray Butler, president of Columbia university, will preside at the Thirteenth annual meeting of the Lake Mohonk conference on international arbitration. which meets here May 22 to 24. The program, so far as completed, gives promifor the defense, which was in affect that nence to the discussion of the coming Hague conference and to consideration of

"Protection" of Slot Machinea. WHISKY MONOPOLY IN TENDERLOIN

Friend of Mayor Schmitz Said to Have Paid Abe Ruef \$10,000

for This Concession.

dictments weer returned.

was resumed before Judge Dunne and elections. progressed for half an hour, when adjourn-Ach for the defense.

Attorney Delmas begins his address to prietor and the editor of the San Francisco clude today, and Mr. Jerome will speak not be punished for contempt in having Latter Day Saints conference has up fused to consider the matter at this time, for discussion the question of marriage saying it would tend to sidetrack the of divorced people. Next year's confer- main issue, the determination of the guilt or innocence of Ruef. While making a Page 2 motion for the drawing of 100 more names San Francisco grand jury is investigat- from the regular jury list Ach announced ing charge that proprietors of glot ma- that the defense will exercise all of its

Protection for Slot Machines. death of one fireman, injury to six per- Larken, local agent for eastern manufacsons and loss of property valued at \$1,500. turers of slot machines; Fred Hilbert of Press tonight: Page 1 and G. Schultz, a pool room man.

the state anti-gambling law.

According to an official statement given cut in two, half being retained by himself. and the other half being by him turned those "higher up."

Concession for Mayor's Friend. Hilbert is the man whom the prosecution charges with having paid Ruef \$10,000 BRITISH WARSHIP DAMAGED for the exclusive privilege of supplying derstanding that any such place which refused to patronise Hilbert would lose its license at the hands of the police commission. Hilbert was very close to the mayor. Among the witnesses present today but not called was M. A. King of Los Angeles, who negotiated the franchise for the Home Telephone company of that city. He expects to testify on telephone affairs tomorrow. He said that he tried from De-Page 1 cember of 1901 to September of 1905 to in-The Chicago Great Western will haul duce the San Francisco authorities to adbered forty and the land in question ag. grain consigned to elevators on its tracks to that held by the Facilic States company and all grain consigned to other elevators and to award it to the highest bidder, but

The grand jury will resume its investiga-

Supreme Court to Rear Ruef. The supreme court today granted Abra-Garbage collection and disposal is under ham Ruef an alternative writ of habeas corpus in response to the petition filed City Engineer Rosewater is reorganizing and the constitutionality of keeping him in

Surveyor of Customs Barrows receives and will be argued before the supreme court

WOMAN WILL NOT BE HANGED City park, New Orleans, after Easterjoy. Governor Folk Commutes Sentence of Mrs. Aggie Myers to Life. Imprisonment.

JEFFERSON CITY, Mo., April 54-Tho. Myers of Kansas City and Frank Hottman population of the city. of Higginsville, Mo., who were convicted to the state penitentiary here. Mrs. Myers Giralda. The royal visitors were acc Liberty and Hottman is confined in the here.

Kansas City fail. will now be dismissed by the attorneys. In in the Spanish army. a message to the secretary of state relatences Governor Folk states that he beconserved by commuting the sentence of Mrs. Myers to life imprisonment than by hanging her. In the case of her accomto those in the Myers case exist and for that reason he also commuted Hottman's sentence to life imprisonment.

DEATH RECORD.

Ex-Mayor A. H. Wetr. LINCOLN, April 8 .- (Special Telegram.) Former Mayor A. H. Weir died suddenly in front of the postoffice late this afternoon. Mr. Wetr was in an automobile and complained of a pain in his back. He was assisted to the sidewalk and expired at once. The former mayor was 52 years of age and leaves a family. For twentyfive years he had been a prominent citizen of Lincoln and identified with its progrens. At the time of his death he was in the lumber business. For two terms Mr. Weir was mayor of Lincoln, back in the 90s, and during his administration gambling here was stopped. Funeral arrangements have not been announced.

Rev. John Johnson CHARLESTON, S. C., April &-Rev. John through. Johnson, D. D. L.L. D., rector emertus of St. Phillips church, major of engineers in charge at Fort Sumter during the siege of a widow and several sons and daughters.

Dr. George W. Howard.

Complete Census of Island Must Be Taken Before Election is Reid.

HAVANA, April 8.-The members of the committee of insurgenta with whom Sec- FINAL DECISION IN IMPORT CASE retary Taft arranged for peace in Cuba recently had a conference with the secretary today, lasting from 10 to 1:30 o'clock. Secretary Taft refused to give his visitors the date of the withdrawal of the American forces from Cuba.

At the close of the conference Benors Zayas and General Jose M. Gomez in-BAN FRANCISCO, April 8.-Slot ma- formed the Associated Press that Mr. Taft | WASHINGTON, April 8.-That the Isle here to talk purchase of land, but of take chines and police corruption, alleged to had declared it impossible to hold elections of Pines is not American territory was offi-FORECAST FOR NEBRASKA-Pair and warmer Tuesday Wednesday fair.

FORECAST FOR IOWA-Fair Tuesday Wednesday fair.

FORECAST FOR IOWA-Fair Tuesday Wednesday warmer Wednesday.

The expectation that Premier Stolyptn to Cuba until a complete census of the supreme court of the United States. The would dismiss the Douma brought out a full audience, but the premier did not full audience decision was rendered in the famous case of the supreme court of the United States. The full audience, but the premier did not full audience decision was rendered in the famous case of the supreme court of the United States. The full audience, but the premier did not full audience decision was rendered in the famous case of the supreme court of the United States. The full audience, but the premier did not full audience decision was rendered in the famous case of the supreme court of the United States. The full audience decision was rendered in the famous case of the supreme court of the United States. temporarily sidetracked and no further in- pal and provincial elections would probably of Edward J. Pearcy against Nevada N. claim the floor. ticiments weer returned.

be held in September, but he would not Stranshan, collector of the port at New
The trial of Abraham Ruef for extortion give any probable date for the presidential York, and the opinion of the court was replacing three varieties of martial law

The secretary met the conservatives this said that up to the Paris treaty the Isla traordinary security proclaimable by the Mr. Delmas Will Conclude at the ment was taken until tomorrow afternoon and discussed the insular situa- of Pines had been considered as an integral emperor which places supreme power in on account of indisposition of Attorney tion. He said that owing to economical part of Cuba and that it could not be held the hands of special commanders in chief conditions he considered a national election to be covered by article it of that treaty, who are subordinated to the minister of Ach filed an affidavit in support of an at an early date to be unwise, and recom- which included only islands in the vicinity the interior. The commanders are given application for an order requiring the pro- mended that it be postponed until the result of Porto Rico. be known. The conservative representatives expressed their willingness to leave Pearcy in September, 1968, but its hearing the consure and suppression of hows-

> of Cubs called upon Secretary Taft and tion or diplomacy. The cigars were made \$500. These rights may be enforced equally asked him to give them one or two years' in the Isle of Pines of tobacco grown there, during war time when the functions of speken for more than two hours and a notice before the holding of national elec- and when they arrived Pearcy refused commander-in-chief will be given to the half an adjournment was taken until totions, claiming that unless this were done to pay duty on them on the ground that commanders of the separate armics. The morrow morning. Mr. Delmas expects to the effect upon commercial conditions in they were of domestic origin. They were constitutional democrats have decided to the islands would be disastrous.

change the present currency to American as that court sustained a demurrer filed by present more arbitrary varieties of the and Thaw's fate should be in the hands of money, claiming that to do so would in- the government and dismissed the appeal. The witnesses examined before the grand crease the cost of living 12 per cent. The tenderion district for \$10,000. Page 1 jury today were Dr. Joseph F. Poheim. committee of the Chamber of Commerce the date of the treaty of peace with Spain. WRECK NEAR LOVESTOCK. NEV. Fire in New York City results in the formerly a police commissioner; Matthew spoke to the secretary in a similar vein. Secretary Taft said to the Associated knew that it was an integral part of Cuba, Eastbound Passenger Train Strikes livered immediately after the district at-

Page 4 the defunct wholesale liquor firm of Hil- "Various committees waited on me this 20, 1898, it seems clear that the Isle of E. H. Harriman is unable to testify in bert Bros., who accompanied Mayor afternoon. It is impossible to state just Pines was not supposed to be one of the case against F. W. Hill, his former sec- Schmitz upon his recent tour, of Europe, what took place, but the consensus of 'other islands' ceded by article it." opinion seems that it would be wise and By questioning these witnesses Assistant even necessary to take a census before at- had legitimately descended from Spain's ger train No. 4, eastbound, ran into a split United States supreme court declares District Attorney Heney sought to tempting to hold an election, not only under strengthen the charge of the prosecution the present provisional government, but Page 1 that in January of last year, for twenty under any subsequent government. It days succeeding the repeal by the police would be wise, in order to test the condicommission of the ordinance prohibiting tion of the country and the operation of the operation of mony-paying slot machines, the election law, to hold a preliminary eleclarge sums of money were paid Ruef, tion, municipal and not national. I have Schmitz and police officials for "continued promised to confer with Governor Magoon Page 3 police protection," until District Attorney and to consult President Roosevelt with a Democrats plan to nullify the primary Langdon cleaned out the machines under view to further conference with the liberals and the conservatives.

"Other matters are pending concerning as an illustration, the large profits made which I cannot speak, in the first place by Schultz, who was then an extensive because nothing would be gained thereby, owner or lessee of slot machines, were and, also, as the Spanlards say, it is not

There is a general impression, gathered over to Hilbert for distribution among by what Secretary Taft said today, that the American occupation of Cuba will last for another year at least.

tenderloin resort swith whisk on the un- Battleship Trafalgar Goes Ashore, but is Taken Off with Water in Hold.

> Stone House while proceeding to Plymouth sound from Devonport. As the tide fell the Trafalgar remained fast on the rocks in an extremely dangerous position. was believed that its stern had been badly damaged.

Six tugs succeeded in refloating the Trafalgar an hour after it went on the rocks. The warship was taken into the harbor, where it will be docked. There was considerable water in its forward compartment.

The Trafalgar is a second class battleship of about 12,000 tons, completed in 1890 and carrying four 13.5-inch guns, six 6-inch guns, eight 6-pounders and a number of Page 4 gality of the appointment of Elisor Biggy smaller rapid fire guns. Its crew consists of 572 officers and men.

Page 11 The writ is returnable tomorrow morning ROYAL PARTY AT CARTAGENA King of Spain Meets King of Great Britain in Spanish Port.

CARTAGENA. Spain. April 8.-King Al- too many settlers on this land. fonso, the downger queen Christina and the other members of the royal party arrived here at 7:30 this morning from Mad-

band. Clarence Myers, in 1904, were today later in the day and King Alfonso went mmuted by Governor Folk to Imprison- out to meet King Edward and Queen Alexment for life. They will at once he brought andra on board the Spanish royal yacht is confined in the Clay county jail at a magnificent reception on their arrival

MADRID, April 8.-The official Gazette The appeal of the case of Mrs. Myers today published a royal decree appointing to the supreme court of the United States King Edward an honorary captain general

tive to the action in commuting the sen- TROUBLE THREATENED IN CHINA lieves that public morals will be better Conflicts Common in Shansi Between the Christians and Non-Christians.

fights between Christians and non-Chris- shape to be taken up at once. graphed the foreign office for advice.

TALKS OF PRESIDENT Combination Received at White House,

WASHINGTON, April 8 - Jacob Rils, who is returning from the Pacine coast and who talked with the president today, declared that the president meant what he said on the night of his election-that he would not accept another numination for the presidency. All the president wants, said Mr. Rils, is to see that his policies are carried

Telegrams and letters continue to be ceived by the president hearing on the dis- HILL'S BAIL IS REDUCED closures made at the White House regardthe sixtles and author of "The Defense of ing the combination to defeat the presi. E. H. Harriman Unable to Appear is Fort Sumter," and other historical works, Cont's policies. They assure the president died last night, aged 78 years. He jeft of support in his fight. Other than this there were no additional facts in tion with the political situation made public

United States Supreme Court Renders Important Decision Regarding Island.

of Cuba and to Not Covered by Treaty of Paris.

of the municipal and provincial elections. The case originated in connection with the The search and arrest of persons, expulto the good fudgment of the United by the court was from time to time post- papers, the closing down of schools, im-Representatives of all the leading banks Island might be definitely fixed by legisla- months and the imposition of fines of The bankers urged the secretary not to States court, where he received no relief, to put an end to the operations of the make the closing address on Wednesday

Speaking of the status of the island at and in view of the joint resolutions of April

Drawing the conclusion that the island recognition by the United States of the island as Cuban territory, as follows:

"We are justified in assuming that the Isle of Pines was always treated by the president's representative in Cuba as an integral part of Cuba. This was, indeed, to be expected in view of the fact that it was such at the time of the execution of the treaty and its ratification, and that the treaty did not provide otherwise in terms, to say nothing of general principles of international law applicable to such cases and such shores as those of Florida,

the Bahamas and Cuba. "The Isle of Pines continues at least de ment of the republic of Cuba, and that settles the question before us."

HERMANN CONTINUES STORY Says Detection of Land Frauds Was Difficult Because of Lack of Special Agents.

DEVONPORT. Eagland. April 8.—The
British battleship Trafaigar went ashore
today on the rocks off Devil's Point, bebind the naval victualing yard at East

WASHINGTON, April 8.—The ninth week
of the trial of Binger Hermann, charged
with destroying public records in land cases,
began today with Mr. Hermann as the
bind the naval victualing yard at East fourth day of the defendant's testimony, ministry be granted. he had not concluded his direct examination when court adjourned.

Mr. Hermann began today by taking up his acquaintance with the late Senator cerning matters of common fame." Mitchell and Former Representative Willlamson of Oregon. He had known Mr. Mitchell for forty-five years, but had never had any business relations with him in any the plaintiff. manner. Mr. Hermann knew nothing which would tend to connect Mitchell, Williamson, Puter, Mayes, Ormsby or Dr. Loomis with any illegal transactions in connection with the creation of the Blue Mountain forest reserve or any other public land matter. He said he did not have a friend interested in the Blue Mountain country. As commissloner Mr. Hermann said he had blocked Mr. Williamson's project to have certain school lands added to this reserve simply

ministration and granted the authority. terviews between himself, Senator Mitchell. the first interview, in which he said he prominent bankers and business men. recollected that these three persons called man, and when he asked for information property division. The three went to this division and shortly afterward came back. said the witness, when Senator Mitchell LONDON, April 8.—The correspondent at detailed the \$7,000 expenditure which Mrs. Shanghal of the Morning Post says that Watson had been put to and made the furtrouble is threatened at Tai Yuen, in the ther statement that unless her claims could man A. P. Murphy of Rolla, Mo., who inprovince of Shansi. A large portion of the speedily be passed to patent she would be troduced the eight-hour bill applying to population being of the spinion that the financially ruined. Mr. Mitchell urged that railroad telegraphers, which became a law, Roman Catholic natives are supporting the cases be made "special" and assured was the guest of honor tonight at a banwhat is known as the Peking syndicate, the commissioners that the cases were in quet given by the St. Louis railroad tele-

ians are frequent. The governor has tele- Mr. Hermann told Mr. Mitchell that, as part: he well knew, the practice of the office preproper showing. The visitors departed with of warning. If they set this law aside, Offices of Support in Fight Against sary showing would be made at once, might, and by law forbid any railroad com-Puter, from his recollection he remembered hours in twenty-four,

the argument was made in her behalf. for Senator Mitchell was testified to towho at that time was stenographer to Mr.

Police Court Against Former Secretary.

NEW YORK, April 8 - H. Harriman

Prediction That Debate Would Bring

Order of Dissolution is Not Fulfilled.

ST. PETERSBURG, April 8.-The whole session in the lower house of parliament today was given up to agrarian debates and in spite of threats in the official laland Considered an Integral Part Rossia that the advocacy of compulsory appropriation of lands might result in the He Says Mrs. Nesbit Lived on Wages of dismissal of the douma, every speaker. except the conservatives urged this as the sole salvation of the peasantry. One peasant deputy declared he "did not come SEVERE ATTACK ON HUMMEL TESTIMONY

The cabinet submitted a draft of law MR. JEROME WILL SPEAK WEDNESDAY announced by Chief Justice Fuller, who by a single one, namely a state of exthe following rights over the inhabitants poned in the hope that the status of the prisonment for a term not exceeding three seized and Pearcy appealed to the United hasten the passage of this law in order reached. District Attorney Jerome will

Freight and Number of Persons Are Injured.

WINNEMUCCA, Nev., April 8.-Passencontrol to that of Cuba, he spoke of the switch at Browns, a small station on the statutes of the state of New York, Mr. Southern Pacific rallway twenty miles west of Lovelock, today, colliding with several freight cars on the siding, and was ditched. Engineer N. C. Hampton was killed and Fireman A. G. McDonald was severely bruised about the bead and shoulders. The others injured were:

Wayne McChristy, bruised head and back.
Mrs. Wayne McChristy, contusion of hip
and other had bruises.
May E. Bowden, healy bruised.
John S. Howe, cook on diner, foot scalded.
I. Davis, coal passer, bruised head and
ack.

Engineer Hampton died with his hand on the throttle of his engine. The engine is a heap of scrap fron. Two baggage cars facto under the jurisdiction of the govern- were smashed to kindling wood and six freight cars were demolished.

REV. MR. HUNT LEAVES PULPIT Brooklyn Presbytery Grants Correspondent in Bassett Case Permission to Resign.

NEW YORK, April 8-A committee of principal witness. Although it was the that he be allowed to demit the Christian

Rev. Mr. Hunt appeared before the committee which was appointed last February "to counsel and advise with him con-

He was named as co-respondent in a divorce suit brought in Washington early this teet, who became the victim of Thaw's year, Charles E. Bassett being the plaintiff. had any business relations with him and Mrs. Bassett is the daughter of former the two had never been infimate socially. Senator Rice of Arkansas. Mr. Bassett is Roosevelt had said in a message to con-As to Mr. Williamson, the defendant was a government employe in Washington. In gress that such a crime should be visited emphatic in a statement that he had never Bussett's suit a verdict was rendered for

> be carried into effect. LAND FRAUD IN TULSA, I. T. Syndicate of Business Men Accused of Getting Title to Lots by Use

The committee's recommendations will

TULSA, I. T., April 8.-The United States because the record showed there were government and the Creek nation today filed suit through M. L. Mit of Muskogee only protector-that he came into her life Relating difficulties he encountered as against the Frisco Oil and Gas company commissioner, Mr. Hermann said when evi- to recover four blocks of Tulsa city land. dences of fraud were called to his atten- The petition alleges conspiracy to defraud rid to meet King Edward and Queen Alex- tion it was impossible many times to make the United States government in defiance her to be his wife, ready to share the andra of England. The Spanish king and an immediate investigation because of the of section 21 of the Indian treaty of 1852. sentences of death imposed upon Mrs. Aggle his mother received an ovation from the lack of special agents. He had been be- The government alleges that the townsite fore congressional committees many times company in 1902, which was ordered to The British royal yacht Victoria and urging larger appropriations in this directively sell lots on appraisement, used dummies, ing lived upon the wages of her daughter's of having murdered the woman's hus- Albert, escorted by warships, was sighted tion, he declared. Another handicap, he and that the lots were in reality purchased ruin. He sought to picture to the jury said, was the lack of authority to compet by one company, in direct conflict with the what he termed the sinister surroundings persons to testify. After repeated recom- original treaty. A long list of dummies is mendations the witness said congress re- recited in the petition. The government, it doing so he merdlessly attacked the sponded during the last year of his ad- is announced, will soon file a large number of additional suits of a similar character, point of his address today when he de-Mr. Hermann began his version of the in- involving a great amount of real estate in Tules. The property involved includes the had furnished District Attorney Jerome S. A. D. Puter and Mrs. Watson regarding most valuable in the city. The members with the arrows with which to wound the the Puter 11-7 claims. He described only of the Frisco Off and Gas company are daughter on cross-examination-a cross-

on him. Senator Mitchell was the spokes- TELEGRAPHERS GIVE BANQUET regarding the claims was referred to the St. Louis Knights of Key Honor the Author of Eight-Hour Law for Railroad Operators.

ST. LOUIS, April 8.-Former Congressgraphers. He made an address, saying in

"That the bill will stand all honest tests cluded such a course in the absence of I have no doubt, but let me may a word the assurance from Mitchell that the neces- evade or defy it, congres will rise in its While the witness said he could not say pany to do an interstate business which who the woman was with Mitchell and works a telegraph operator more than eight "Conditions have reached the point where

The feeble condition of Nathanial Mo. the government will have to go into the Kay at the time he was said to have got railroad business to keep the railroads large package of \$20 bills as "change" from going into the government business."

day by Mrs. Ella M. Riley of New York. | MISSOURI SOLONS MEET TODAY Special Session Will Consider Matters Relating to Dram Shops and Race Tracks.

by Governor Folk will convene at noon towas unable to appear in police court today about thirty days. Governor Polk has pre- tained interest has no squal. Deep Snow in Michigan.

GRAND RAPIDS. Mich. April 5—Nearly clarged with making public the new farmous and country against Frank W. Hill, his pared a special message which will be at unmoved as usual clarged with making public the new farmous and country against Frank W. Hill, his pared a special message which will be an incompleted in the court former secretary, who is under arrest sent to the legislature as soon as it conversed as usual clarged with making public the new farmous Harriman-Webster letter, and the track matters. The organization of the foundary storm light water is found as the Grand river already is near the danger mark.

Continued on Second Page.)

Deep Snow in Michigan.

GRAND RAPIDS. Mich. April 5—Nearly clarged with making public the new farmous throughout Mr. Delmas a foot of snow covers the ground as a result of Sundary's storm. High water is found as the Grand river already is near the danger mark.

Hill's ball was reduced from El.200 to El.000. legislature will proceed to business.

Atterney for Harry K. Thaw Opens Argument for the Defense.

MRS. THAW'S MOTHER IS DENOUNCED

Her Taughter's Buin.

Morning Session-Dr. Hamilton Is Not Allowed to Finish His Testimony.

NEW YORK, April 8 - The trial of Harry K. Thaw, charged with the murder of Stanford White, is nearing the end. Attorney Delphin M. Delmas, the California advocate, this afternoon began his closing address to the jury, and after he had conclude before the luncheon hour is the jury by Wednesday evening. Justice Fitzgerald today ordered the jury locked up until the end of the trial. The judge's charge to the jury undoubtedly will be detorney concludes. The latter says his speech will occupy not more than three or

Declaring he would not base his pleaupon the "unwritten law," because his client found ample protection in the written Delmas made a striking appeal to the sympathles of the jurors and so far as he progressed today the subject of Thaw's insanity at the time he committed the homicide was not even hinted at.

Mrs. Holman Hitterly Denounced.

Mr. Delmas based his argument solely upon the story of Evelyn Nesbit Thaw. With flushed cheeks, but dry eyes, that young woman heard her life history repeated to the men who are to judge her husband and bowed her head as her mother was denounced in the bitterest terms and tones the eloquent lawyer could

command. "Even a heast protects its young," Mr. Delmas declared with scornful emphasis, "but this unnatural mother descrited her daughter in this city of millions to be betrayed by a false friend, to be lured into a gilded palace and there left the victim

of a gray-haired man, wounded, bleeding and devoured." Mr. Deimas went with great detail into the life Evelyn Neshit had led up to the

ford White, whose achievments in his profession were an aggravation of his crime." White's Crime Worthy of Death, Mr. Delmas before beginning his attack upon Evelyn Thaw's mother, poured out a torrent of denunciation upon the archipistol. He accused him of the "crime of criminal assault" and declared President with death. This was one of the suggestions which Thaw himself made to his

counsel for his summing up speech-one of

the suggestions which played so important a part in the proceedings before the lunacy commission. Mr. Delmas declared that God heard the cry of the fated child upon whom Stanford White had fixed his gaze and had determined should be his. He quoted from scripture that "He who afflicts a fatherless child shall perish," and declared that Providence had sent Thaw to avenge the wrong, The attorney declared Thaw is his wife's when she was on the downward path, told her that no matter what the world thought of her she was to him an angel. He took

burdens that a mother had helped to place upon her. Mr. Delmas accused Mrs. Nesbit of hav. in which the girl had been reared and in mother. Mr. Delmas rose to the highest clared the girl's mother was the one who examination which, he declared, would live long in the annals of oriminal history, but which left the girl's story unshaken in all its essential details.

Abe Hummel Called Perincer. That Evelyn Nesbit's story was true and was told to Harry Thaw formed the subject of the argument for more than an hour. Mr. Delmas declared the only evidence the district attorney had to bring against the girl was the miscalled affidavit procured by Abraham Hummel. Speaking of Hummel, Mr. Delmas again drew heav fly upon his bitterest invectives and declared that it would require more than the word of a perjured man to send Harry Thaw to an ignominous death. Hummel was accused by Mr. Delmas of having committed deliberate perjury upon the stand in the present trial when he awore he was not acting as Evelyn Nesbit's counsel and that no action was contemplated in her behalf. He said the so-called affidavit itself convicted the man of these falsehonds.

Mr. Delmas devoted practically all of his address today to a resume of the evidence of certain witnesses. He will have many more comments to make along this line before he comes to his final plea for the

defendant's life. Court Room is Crowded. The court room was crowded. Justice

Fitzgerald's injunction that absolute quiet must be maintained was hardly necessary for there was interest in every utterance JEFFERSON CITY. Mo., April 8.-The of the attorney. In the throng were many special session of the legislature called attorneys of note, some of whom have traveled many miles to be present at the morrow, and it is expected will continue climax of a trial which for length and sus-